

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

JESSE JAMES PURCELL,
 Petitioner,

v.

CARL MANIS,
 Respondent.

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Civil Action No. 7:13-cv-00489

FINAL ORDER

By: Hon. Michael F. Urbanski
 United States District Judge

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

ADJUDGED and ORDERED

that Respondent's motion to dismiss is **GRANTED**; the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; a certificate of appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to counsel of record.

Entered: April 4, 2014

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge